IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

C.O.C.P. No.161 of 2006
Date of Decision:- 27.11.2006

M/s Escorts Ltd. ....Petitioner

through
Mr.Ashwani Bakshi, Advocate

vs.

Mr.T.K.Bhattacharya & anr. ....Respondents

through
Mr.Vikas Suri, Advocate.

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CORAM:-HON'BLE MR.JUSTICE SURYA KANT.

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SURYA KANT, J.

This contempt petition has been filed alleging wilful breach of the interlocutory order dated December 19, 2005 passed by this Court in C.W.P.No.19751 of 2005. Vide the aforesaid order, the respondents were restrained from using any coercive process for recovery of the amount in question.

It is alleged that despite the restraint order dated December 19, 2005, the amount was withdrawn by the respondents from the accounts of the petitioner-company on 21.12.2005.

In response to the show cause notice, an affidavit has been filed by Mr.T.K.Bhattacharya, Regional Director, Employees' State Insurance Corporation, which is taken on record. As per the stand taken in the affidavit, no amount has been withdrawn from the petitioner's account and the process for recovery of the said amount, if any, was stopped on the same day.

Be that as it may, it is fairly stated by learned counsel for the

petitioner that eventually no amount was recovered from the account of the petitioner.

In this view of the matter, I do not deem it appropriate to continue with these proceedings which are accordingly dropped.

Disposed of.

Rule discharged.

November 27, 2006 **(SURYA KANT)**
poonam **JUDGE**